



MINUTES OF THE REGULAR BOARD OF ALDERMEN MEETING
OF MONDAY, APRIL 15, 2013
AT 200 HIGHLANDS BOULEVARD DRIVE

1. CALL TO ORDER

Mayor David L. Willson called the Regular Board of Aldermen meeting to order at 7:00 p.m.

2. ROLL CALL AND STATEMENT OF QUORUM

Roll call showed those present were: Alderman Clement, Alderman Stevens, Alderman Hamill, Alderman Ottenad, Alderman Schrader, Alderman Diehl, Mayor Willson and Attorney Gunn. A quorum was present.

3. APPROVAL OF THE MINUTES

a. Minutes of the April 1, 2013 Regular Board of Alderman meeting

Alderman Hamill made the motion to approve the Minutes of the April 1, 2013 Regular Board of Aldermen meeting. The motion was seconded by Alderman Schrader and carried unanimously, without objection.

4. ESTABLISHMENT OF ORDER OF ITEMS ON THE AGENDA

Alderman Hamill made the motion to approve the Order of Items on the Agenda, as submitted. The motion was seconded by Alderman Clement and carried unanimously, without objection.

5. CONSIDERATION OF PETITIONS AND COMMENTS FROM THE PUBLIC

a. Comments from the Public

Ms. Nancy Venezia, 1721 Blakefield Terrace, thanked everyone for the service to the City. She invited everyone to participate in the National Day of Prayer event on Thursday, May 2, 2013 in front of the Manchester Police Facility.

Mr. Dave Owens, President of Fraternal Order of Police Lodge 15, advised that they represent around 1,200 sworn police officers, correction officers and dispatchers locally and 5,000 statewide. He said the State President is a resident of Manchester, but could not be here tonight.

Mr. Owens stated they have been contacted by the Police Officers of the Manchester Police Department to collectively bargain with the City. He read a letter that was sent by the State President regarding recent actions of, not only Police Administration, but also the City Administration. He said the Officers are just seeking representation, seeking fair and equal treatment, no different than an autoworker, plumber or carpenter. They just want a voice.

Ms. Laura Burge, 763 LaFeil, stated she was told that she is the only resident who is against the North Channel B Stormwater Project. She spoke about how she believes Manchester is not an environmental community.

6. REPORTS FROM THE MAYOR

a. Mayoral Report

Mayor Willson reported he attended two senior staff meetings.

City Administrator Andy Hixson, Director of Finance Dave Tuberty and the Mayor attended the West County Chamber of Commerce First Friday Coffee.

Mayor Willson reported that City Administrator Hixson and he attended the Lafayette Area Mayors Organization meeting where the guests were superintendents from Parkway Schools. He also attended the St. Louis County Municipal League meeting.

Mayor Willson wanted to let everyone know that there is a box in lobby of the Police Facility for unused or expired prescriptions.

Mayor Willson advised that the Certifications of Elections are not yet finalized; but should be available tomorrow.

7. REPORTS FROM THE CITY ADMINISTRATOR

a. List of Paid Bills (Warrant dates of March 30 – April 12, 2013)

There were no questions.

b. Next meeting will be May 6.

City Administrator Hixson reminded everyone that the next meeting will be on May 6.

8. REPORTS FROM COMMITTEES

a. Planning and Zoning Commission

Alderman Clement stated they have not met, but will be meeting a week from tonight.

b. Historic Review Commission

Alderman Diehl advised that there have been no meetings, and then stated that the next meeting is scheduled for May 6 at City Hall.

c. Homecoming Committee

Alderman Ottenad stated that the Homecoming Committee did not meet, so there is no report.

d. Manchester Arts Council

Alderman Clement said the Manchester Arts Council continues to meeting. There is a photography show coming up at the Manchester Methodist Church on May 17 – 18. He said Arts Council Master Plan should be ready in May.

9. ACTION ON OLD BILLS

a. BILL #13-2165-AN ORDINANCE AMENDING THE CODE OF ORDINANCES RELATING TO PROPERTY MAINTENANCE, TEMPORARY SAFEGUARDS, AND APPEALS HEARINGS

Alderman Stevens read for the second time Bill # 13-2165, entitled: “AN ORDINANCE AMENDING SECTIONS 505.140, 505.150 AND 505.170 OF THE CODE OF ORDINANCES RELATING TO REMEDIES FOR NON-COMPLIANCE WITH THE PROVISIONS OF THE CODE RELATING TO PROPERTY MAINTENANCE, TEMPORARY SAFEGUARDS AND APPEALS HEARINGS”, by title only.

Alderman Stevens made the motion that Bill # 13-2165 become Ordinance # 13-2048. The motion was seconded by Alderman Ottenad.

A poll of the Board showed:

Alderman Stevens - aye
Alderman Hamill - aye
Alderman – Diehl - aye
Alderman Schrader - aye
Alderman Ottenad - aye
Alderman Clement- aye

Mayor Willson announced the Bill passed with a vote of 6 to 0.

- b. BILL # 13-2166 – AN ORDINANCE APPROVING A BOUNDARY ADJUSTMENT FOR CERTAIN PROPERTY IN BAXTER ACRES SUBDIVISION

Alderman Diehl read for the second time Bill # 13-2166, entitled: “AN ORDINANCE APPROVING THE BOUNDARY ADJUSTMENT PLAT OF PART OF LOTS 6 AND 7 OF THE BAXTER ACRES SUBDIVISION IN THE CITY OF MANCHESTER, MISSOURI, SUBJECT TO CERTAIN CONDITIONS”, by title only.

Alderman Diehl made the motion that Bill # 13-2166 become Ordinance # 13-2049. The motion was seconded by Alderman Ottenad.

A poll of the Board showed:

Alderman Hamill – aye
Alderman Diehl – aye
Alderman Schrader – aye
Alderman Ottenad – aye
Alderman Clement – aye
Alderman Stevens – aye

Mayor Willson announced the Bill passed with a vote of 6 to 0.

10. INTRODUCTION OF NEW BILLS

- a. RESOLUTION AUTHORIZING PURCHASE OF DIESEL FUEL

Alderman Schrader read Proposed Resolution # 13-0441, entitled: “A RESOLUTION ACCEPTING THE BID OF FROESSEL OIL COMPANY, INC. IN THE AMOUNT OF TWENTY-SIX THOUSAND DOLLARS (\$26,000.00) FOR THE BULK PURCHASE OF ULTRA LOW SULFUR DIESEL FUEL AND AUTHORIZING THE CITY ADMINISTRATOR OF THE CITY OF MANCHESTER TO ISSUE A PURCHASE ORDER THEREFOR”, by title only.

Alderman Schrader made the motion for approval of Resolution # 13-0441. The motion was seconded by Alderman Clement and carried unanimously, without objection.

- b. RESOLUTION ACCEPTING PROPOSAL FOR CONSTRUCTION INSPECTION SERVICES FOR NORTH CHANNEL B STORMWATER IMPROVEMENTS PROJECT

Alderman Clement read Proposed Resolution # 13-0442, entitled: “A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OF THE CITY OF MANCHESTER TO ENTER INTO A CONTRACT WITH STOCK & ASSOCIATES CONSULTING ENGINEERS, INC. IN AN AMOUNT NOT TO EXCEED THIRTY-FOUR THOUSAND FOUR HUNDRED FIFTY-FIVE DOLLARS (\$34,455.00) TO PROVIDE THE CITY WITH CONSTRUCTION INSPECTION SERVICES TO ENSURE THE NORTH CHANNEL B STORMWATER

IMPROVEMENTS ARE CONSTRUCTED IN ACCORDANCE WITH APPROVED PLANS AND SPECIFICATIONS”, by title only.

Alderman Clement made the motion for approval of Resolution # 13-0442. The motion was seconded by Alderman Schrader and carried unanimously, without objection.

c. RESOLUTION ACCEPTING BID FOR REPLACEMENT OF POST TENSION CONCRETE TENNIS COURTS

Alderman Ottenad read Proposed Resolution # 13-0443, entitled: “A RESOLUTION ACCEPTING THE BID OF VEE-JAY CEMENT CONTRACTING COMPANY, INC. IN AN AMOUNT NOT TO EXCEED TWO HUNDRED THIRTY-ONE THOUSAND EIGHT HUNDRED SIXTY-ONE DOLLARS (\$231,861.00) WHICH INCLUDES A FIVE PERCENT (5%) CHANGE ORDER IN THE AMOUNT OF ELEVEN THOUSAND FORTY-ONE DOLLARS (\$11,041.00) IN THE EVENT OF UNFORESEEN CONDITIONS, FOR OVERLAY OF THE EXISTING TENNIS COURTS IN PAUL SCHROEDER PARK WITH A POST TENSION CONCRETE SYSTEM, AND AUTHORIZING THE CITY ADMINISTRATOR OF THE CITY OF MANCHESTER TO ENTER INTO A CONTRACT THEREFOR”, by title only.

Alderman Ottenad asked if this is just for the material or if the Resolution includes the installation, and she also referred to item number 2 for removal and reinstallation at a cost of \$15,000. She said her overall question is if the City will be paying for the new fencing and the installation. She asked about getting some of the money back if they would not be reinstalling the existing fence.

Director of Parks and Recreation Eileen Collins answered that it is for the removal and reinstallation of the fence, the labor; the first one was for material only.

Alderman Ottenad made the motion for approval of Resolution # 13-0443. The motion was seconded by Alderman Clement and carried unanimously, without objection.

d. BILL APPOINTING SPECIAL COUNSEL IN MATTERS INVOLVING COLLECTIVE BARGAINING

Alderman Hamill introduced Bill # 13-2167, entitled: “AN ORDINANCE APPOINTING THE LAW FIRM OF OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C. AS SPECIAL COUNSEL FOR THE CITY OF MANCHESTER IN MATTERS RELATING TO THE APPLICATION OF THE EASTERN MISSOURI COALITION OF POLICE, FRATERNAL ORDER OF POLICE, LODGE 15, TO BE RECOGNIZED AS THE COLLECTIVE BARGAINING REPRESENTATIVE OF THE CITY’S POLICE OFFICERS AND SERGEANTS AND ESTABLISHING A RATE OF COMPENSATION FOR SAID LEGAL SERVICES”, by title only.

Alderman Hamill made the motion for approval of emergency legislation. The motion was seconded by Alderman Clement and carried unanimously, without objection.

Alderman Hamill read for the second time Bill # 13-2167, entitled: "AN ORDINANCE APPOINTING THE LAW FIRM OF OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C. AS SPECIAL COUNSEL FOR THE CITY OF MANCHESTER IN MATTERS RELATING TO THE APPLICATION OF THE EASTERN MISSOURI COALITION OF POLICE, FRATERNAL ORDER OF POLICE, LODGE 15, TO BE RECOGNIZED AS THE COLLECTIVE BARGAINING REPRESENTATIVE OF THE CITY'S POLICE OFFICERS AND SERGEANTS AND ESTABLISHING A RATE OF COMPENSATION FOR SAID LEGAL SERVICES", by title only.

Alderman Hamill made the motion for Bill # 13-2167 to become Ordinance # 13-2050. The motion was seconded by Alderman Ottenad.

A poll of the Board showed:

Alderman Diehl – aye
Alderman Schrader - aye
Alderman Ottenad - aye
Alderman Clement - aye
Alderman Stevens - aye
Alderman Hamill - aye

Mayor Willson announced the Bill passed with a vote of 6 to 0.

11. MISCELLANEOUS

a. Comments from the Public

Mr. Greg Kloeppel, legal counsel for the Fraternal Order of Police Lodge 15, stated that he and his family, including parents, have been residents of the City of Manchester for over 30 years. He said that the Fraternal Order looks forward to working with the City and its officers.

12. EXECUTIVE SESSION

a. Closed Session: Pursuant to Section 610.021 (1) of the Revised Statutes of Missouri pertaining to legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys.

Alderman Hamill made the motion to go into Closed Session: Pursuant to Section 610.021 (1) of the Revised Statutes of Missouri pertaining to legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. The motion was seconded by Alderman Clement.

A poll of the Board showed:

Alderman Schrader – aye
Alderman Ottenad – aye
Alderman Clement - aye
Alderman Stevens – aye
Alderman Hamill – aye
Alderman Diehl – aye

Mayor Willson announced the vote passed 6 to 0, with no objection.

13. ADJOURNMENT

At 8:00 p.m., after the Executive Session, there being no further business, Alderman Clement made the motion to adjourn. The motion was seconded by Alderman Hamill and carried unanimously, without objection. The meeting adjourned at 8:00 p.m.

Respectfully submitted,

Ruth E. Baker, CMC/MRCC
City Clerk

***Note:** This is a journal of the Board of Aldermen meeting held April 15, 2013 (summary); not a verbatim transcript. If a recording of the meeting is desired, please contact City Hall.*